

MESSAGE NO: 2141201 MESSAGE DATE: 05/21/2002

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: INJ-Injunction PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-504

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/17/2002 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: PRELIMINARY INJUNCTION ON PETROLEUM WAX CANDLES FROM THE PEOPLE'S
REPUBLIC OF CHINA (PRC) (A-570-504)

MESSAGE NO: 2141201

DATE: 05 21 2002

CATEGORY: ADA

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REFERENCE:

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CASES: A - 570 - 504

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PERIOD COVERED: 05 17 2002 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: PRELIMINARY INJUNCTION ON PETROLEUM WAX CANDLES FROM THE
PEOPLE'S REPUBLIC OF CHINA (PRC) (A-570-504)

1. ON 04/19/2001, THE U.S. COURT OF INTERNATIONAL TRADE ISSUED A
PRELIMINARY INJUNCTION ENJOINING LIQUIDATION OF CERTAIN ENTRIES
BY SAN FRANCISCO CANDLE COMPANY WHICH COMMERCE RULED TO BE WITHIN

THE SCOPE OF THE ANTIDUMPING DUTY ORDER ON PETROLEUM WAX CANDLES

FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-504). THE INJUNCTION
COVERS ANY UNLIQUIDATED ENTRIES BY SAN FRANCISCO CANDLE COMPANY
OF THE FOLLOWING ELEVEN STYLES OF PETROLEUM WAX HOLIDAY CANDLES

(INCLUDING ALL COLORS AND SIZES) FROM THE PEOPLE'S REPUBLIC OF CHINA:

CHRISTMAS HOLLY LEAF AND BERRIES CANDY CANE PILLAR: THIS CANDLE HAS A CANDY CANE STRIPE PATTERN COVERING THE OUTSIDE CIRCUMFERENCE (SHOWN IN RED AND WHITE AND GREEN DIAGONAL STRIPES IN THE SAMPLE) AND A GREEN HOLLY LEAF AND RED BERRY DESIGN MOLDED INTO THE TOP SURFACE OF THE CANDLE;

SANTA CLAUS CANDY CANE PILLAR: THIS CANDLE IS IDENTICAL TO THE PRECEDING CANDLE, EXCEPT THAT A SANTA CLAUS FACE IS MOLDED INTO THE TOP SURFACE OF THE CANDLE (SHOWN IN THE RED AND WHITE DIAGONAL STRIPES IN THE SAMPLE);

CHRISTMAS TREE WITH STAR CANDY CANE PILLAR: THIS CANDLE IS IDENTICAL TO THE PRECEDING TWO CANDLES EXCEPT THAT THE DESIGN MOLDED INTO THE TOP SURFACE IS THAT OF A CHRISTMAS TREE WITH THE STAR OF BETHLEHEM (SHOWN IN RED AND WHITE AND GREEN DIAGONAL STRIPES IN THE SAMPLE);

CHRISTMAS HOLLY LEAF PILLAR: THIS CANDLE DISPLAYS A HOLLY LEAF AND BERRY DESIGN EMBOSSED ON ITS OUTER SURFACE ROUGHLY CENTERED BETWEEN THE TOP AND THE BOTTOM OF THE CANDLE;

CHRISTMAS STOCKING PILLAR: THIS CANDLE IS SIMILAR TO THE PRECEDING CANDLE EXCEPT THAT A CHRISTMAS STOCKING BEARING A CHRISTMAS TREE AND THE STAR OF BETHLEHEM IS DRAWN OR EMBOSSED ON THE OUTSIDE SURFACE;

SANTA CLAUS PILLAR: THIS CANDLE IS SIMILAR TO THE PRECEDING TWO STYLES, EXCEPT THAT A MOTIF OF SANTA CLAUS, WITH A STOCKING CAP AND A GIFT SACK OVER HIS SHOULDER IS DRAWN OR EMBOSSED ON THE OUTER SURFACE;

SANTA CLAUS CANDY CANE COLUMN: THIS CANDLE IS A TWELVE INCH COLUMN THAT BEARS AN IMAGE OF SANTA CLAUS MOLDED INTO THE SIDE, FOUR INCHES FROM THE TOP OF THE COLUMN;

CHRISTMAS HOLLY LEAF AND BERRIES CANDY CANE COLUMN: THIS CANDLE IS A TWELVE INCH COLUMN THAT BEARS AN IMAGE OF HOLLY

LEAVES AND BERRIES MOLDED INTO THE SIDE, FOUR INCHES FROM THE TOP OF THE CANDLE;

CHRISTMAS TREE WITH STAR CANDY CANE COLUMN: THIS CANDLE IS A TWELVE INCH COLUMN THAT BEARS AN IMAGE OF A CHRISTMAS TREE AND THE STAR OF BETHLEHEM MOLDED INTO THE SIDE, FOUR INCHES FROM THE TOP OF THE CANDLE.

CHRISTMAS HOLLY LEAF WITH BERRIES PILLAR: THIS CANDLE BEARS HOLLY LEAVES AND BERRIES CARVED OVER THE ENTIRE OUTSIDE SURFACE OF THE CANDLE.

CHRISTMAS PATCHWORK PILLAR: THIS CANDLE IS OFFERED IN A PILLAR OR CUBE SHAPE (SAMPLE PROVIDED WAS A CUBE) AND BEARS A "PATCHWORK" OF VARIOUS IMAGES, INCLUDING REINDEER, CANDY CANE, HOLLY LEAVES AND BERRIES, EVERGREEN TREES, SNOWFLAKES, AND A SNOW-COVERED HOUSE, ETC. THESE IMAGES COVER EVERY OUTSIDE SURFACE OF THE CUBE EXCEPT THE TOP AND BOTTOM SURFACES.

2. ACCORDINGLY, EFFECTIVE IMMEDIATELY AND UNTIL FURTHER NOTICE, DO NOT LIQUIDATE ANY UNLIQUIDATED ENTRIES AS DETAILED ABOVE OF PETROLEUM WAX CANDLES FROM THE PRC IMPORTED BY SAN FRANCISCO CANDLE COMPANY. ANY SUCH ENTRIES FROM SAN FRANCISCO CANDLE COMPANY THAT ARE SCHEDULED FOR LIQUIDATION SHOULD BE UN-SET IMMEDIATELY. CONTINUE TO SUSPEND LIQUIDATION OF OTHER ENTRY SUMMARIES UNTIL LIQUIDATION INSTRUCTIONS ARE PROVIDED.

3. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA EMAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT SALLY C. GANNON OF THE OFFICE OF AD/CVD ENFORCEMENT VII, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, (202) 482-0162.

4. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party